

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

6 | RICK MASDEN,

**Plaintiff,**

8 | VS.

**9** | SUE E. RISENHOOVER, et al.,

### Defendants.

Case No: C 09-5457 SBA

## **ORDER DENYING MOTION TO COMPEL WITHOUT PREJUDICE**

Dkt. 228

Counsel recently appointed to represent Plaintiff in this action has filed a motion to  
el. Dkt. 228. The motion to compel does not comport with the Court's Standing  
s, which provide, in relevant part, as follows:

All discovery disputes will be referred to a Magistrate Judge. All requests for discovery relief must first be summarized in a letter no longer than three pages from the party seeking relief, after having met and conferred. Up to twelve pages of attachments may be added. The letter must be electronically filed as a discovery letter brief, along with the discovery dispute requests and responses. The Court will then refer the matter to a Magistrate Judge who will advise the parties whether a response, written motion or a telephone conference or court hearing will be required. If the dispute is resolved, timely notice must be e-filed. After a Magistrate Judge has been assigned, all discovery disputes shall be filed pursuant to that Judge's procedures.

Standing Orders, eff. 9/12/12 (avail. at <http://cand.uscourts.gov/sbaorders>). Accordingly,

**IT IS HEREBY ORDERED THAT:**

1. Plaintiff's motion to compel is DENIED without prejudice to renewal in a manner consistent with the Court's Standing Orders.

2. To facilitate the parties' ability to meet and confer regarding discovery issues, the Court CONTINUES the telephonic Case Management Conference presently scheduled for February 11, 2015, to **February 24, 2015 at 2:30 p.m.** At least seven (7) calendar days

1 prior to the Case Management Conference, the parties shall meet and confer and file a Joint  
2 Case Management Conference Statement that complies with the Standing Order for All  
3 Judges of the Northern District of California and the Standing Orders of this Court. See  
4 <http://www.cand.uscourts.gov/sbaorders>. Plaintiff's counsel shall be responsible for filing  
5 the Joint Case Management Statement and setting up the conference call. At the date and  
6 time indicated above, Plaintiff's counsel shall call (510) 879-3550 with all parties on the  
7 line. **The parties are warned not to engage in any dilatory tactics that interfere with**  
**the Court's ability to ensure the efficient and sound administration of this action.**

9 IT IS SO ORDERED.

10 Dated: 1/23/15

  
SAUNDRA BROWN ARMSTRONG  
United States District Judge

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